April 25, 1955

Mr. C. J. Foxgrover, Jr.
Langner, Parry, Card & Langner
Monadnock Block
Chicago 4, Illinois

Re: Philip Morris & Co. Ltd., Inc.
Swedish Pat. Appln. No. 7893/54
U. S. Serial No. 383,122
DuPuis & Lieser

Dear Mr. Foxgrover:

We have studied the action of the Swedish Patent Office contained in your letter of March 15th. We have also received and gone over the translation of Ger. patent 871,719 cited.

It appears that under Swedish practice any reference which discloses the material you specify irrespective of any critical amounts is a proper anticipatory reference. If the Examiner is correct in this view, both glycerine and sugar is disclosed as additives on a filter material.

The new German reference while related, discloses only partially oxidized carbohydrates which are acids. It is not thought this adds anything to the already cited references showing glycerol and sugar.

From the action it appears that the word group should be cancelled. Furthermore, Claims 1 to 3 should be represented to eliminate glycerol and hexose and Claims 4 and 5 cancelled.

We therefore propose the following new claims.

6. A filter for tobacco smoke which is cotton-crepe, viscose, cellulose, cellulose acetate, cotton, crepe-paper, aluminum foil, asbestos, glass wool, synthetic fibers or protein fibers characterized by containing at least 5% by weight of a polyhydric alcohol which is 1,2 glycol, propylene glycol, hexahydric alcohol, sorbitol, tetrahydric alcohol, pentahydric alcohol or hexahydric alcohol.

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7. A filter for tobacco smoke which is cotton-crepe, viscose, cellulose, cellulose acetate, cotton, crepe-paper, aluminum foil, asbestos, glass wool, synthetic fibers or protein fibers characterized by containing 5% to 40% by weight of polyhydric alcohol which is 1,2 glycol, propylene glycol, hexahydric alcohol, sorbitol, tetrahydric alcohol pentahydric alcohol or hexahydric alcohol.

You are authorized to cancel the other claims. You are further authorized to change any wording in the proposed claims which keep the same coverage.

This should place the application in position for allowance.

Best regards.

Very truly yours,

PHILIP MORRIS & CO. LTD., INC.

R. J. Leahy
Technical Service Manager

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